



PATENT
ATTORNEY DOCKET NO.: 053847-5002

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
Masami MASUKO) Confirmation No.: 4923
U.S. Application No.: 10/618,706) Group Art Unit: 1753
Filed: July 15, 2003) Examiner: Unassigned
For: WHETSTONE PELLET, WHETSTONE,)
PROCESSES FOR PRODUCING THEM,)
PROCESS FOR PRODUCING OPTICAL)
ELEMENT USING WHETSTONE, AND)
PROCESS FOR PRODUCING EXPOSURE)
APPARATUS)

Commissioner for Patents
U.S. Patent and Trademark Office
2011 South Clark Place
Customer Window
Crystal Plaza Two, Lobby, Room 1B03
Arlington, VA 22202

Sir:

**INFORMATION DISCLOSURE STATEMENT
UNDER 37 C.F.R. § 1.97(b)**

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(b), Applicant brings to the attention of the Examiner the document listed on the attached PTO-1449. This Information Disclosure Statement is being filed before the mailing date of a first Office Action on the merits for the above-referenced application. Accordingly, Applicant does not believe that a fee is due for filing this paper.

Japanese Patent Publication No. 2-282362 (listed as Japanese Patent Application No. 102774/1989) was cited in an International Search Report issued in a counterpart Patent Cooperation Treaty of a related U.S. application. The other Japanese Patent Documents Nos. 4-223875, 2000-117605, 11-98052, and 2000-84820 were previously cited in an Information Disclosure Statement filed November 4, 2003. A copy of the listed document is attached. Applicant respectfully requests that the Examiner consider the listed document and evidence that consideration by making appropriate notations on the attached form.

A concise explanation of relevance of the non-English language document listed may be ascertained from the English-language translation of its Abstract.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that the listed document is material or constitutes "prior art." If it should be determined that the listed document does not constitute "prior art" under United States law, Applicant reserves the right to present to the Office the relevant facts and law regarding the appropriate status of such document.

Applicant further reserves the right to take appropriate action to establish the patentability of the disclosed invention over the listed document, should the document be applied against the claims of the present application.

Except for issue fees payable under 37 C.F.R. § 1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. §§ 1.16 and 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account 50-0310. This paragraph is intended to be a **CONSTRUCTIVE PETITION FOR EXTENSION OF TIME** in accordance with 37 C.F.R. § 1.136(a)(3).

Respectfully submitted,

MORGAN, LEWIS & BOCKIUS LLP

By: 
Mary Jane Boswell
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Dated: November 20, 2003

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MJB/DEC/fdb



INFORMATION DISCLOSURE CITATION

(Use several sheets if necessary)

PTO Form 1449

Attorney Docket No.

Application No.

053847-5002

10/618,706

Applicant: **Masami MASUKO**

Filing Date: July 15, 2003

Group Art Unit: 1753

U.S. PATENT DOCUMENTS

FOREIGN PATENT DOCUMENTS

		Document Number	Date	Country	Class	Sub Class	<u>Translation</u>
							YES NO
		2-282362	11/19/1990	Japan			Abstract

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)

Examiner _____ **Date Considered** _____

Examiner: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.